

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

11 COMMERCIAL SHEET METAL) Case No. CV 15-07792 DDP (Ex)
12 WORKS, INC., a California)
13 corporation,)
14 Plaintiff,) **ORDER TO SHOW CAUSE RE: SUBJECT**
15) **MATTER JURISDICTION**
16 v.)
17 DCON DESIGN PLUS)
18 CONSTRUCTION INC., STEFAN)
19 LAWRENCE, JPMORGAN CHASE)
20 BANK, NA, U.S. SMALL)
21 BUSINESS ADMINISTRATION, aka)
22 SMALL BUSINESS)
23 ADMINISTRATION,)
24 Defendants.
25

26 The parties are hereby ordered to show cause that this Court
27 has proper subject matter jurisdiction over this case.

28 District courts have federal question jurisdiction over all
29 civil suits "arising under the Constitution, laws, or treaties of
30 the United States." 28 U.S.C. § 1331. This case involves a
31 complaint alleging only state law causes of action, and there is no
32 allegation that the parties have complete diversity of citizenship.
33 Instead, Defendant U.S. Small Business Administration ("SBA") filed
34

1 a short notice of removal on October 5, 2015, alleging that the
2 complaint is properly removable under 28 U.S.C. § 1444, which
3 states:

4 Any action brought under section 2410 of this title against
5 the United States in any State court may be removed by the
6 United States to the district court of the United States
for the district and division in which the action is
pending.

7 This Court requests more substantial briefing regarding the grounds
8 for removal under this statute. The parties are to file briefs not
9 exceeding ten pages by December 7, 2015, on why this Court should
10 not remand for lack of subject matter jurisdiction. The parties
11 should also deliver courtesy copies to chambers, Room 244-J, Second
12 Floor, 312 N. Spring Street, Los Angeles.

13
14 IT IS SO ORDERED.

15
16
17 Dated: 11/20/15
18



DEAN D. PREGERSON
United States District Judge

19
20
21
22
23
24
25
26
27
28